IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 15TH NOVEMBER 2007 / 24TH KARTHIKA 1929

WP(C).No. 33677 of 2007(H)

PETITIONER:

DR. K.R.ANANDAPADMANABHAN,
ASSOCIATE PROFESSOR OF SURGERY, MEDICAL COLLEGE,
TRIVANDRUM.

BY ADV. SRI.G.SASIDHARAN CHEMPAZHANTHIYIL
SRI.S.VISHNU

RESPONDENTS:

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1. THE GOVERNMENT OF KERALA,
REP. BY SECRETARY, HEALTH & FAMILY WELFARE
DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF MEDICAL EDUCATION,
OFFICE OF DIRECTOR OF MEDICAL EDUCATION,TRIVANDRUM

3. DR. R.D.VIJAYAKUMAR,
ASSOCIATE PROFESSOR OF SURGERY, MEDICAL COLLEGE,
CALICUT-673524.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C) No.33677 of 2007

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Dated this the 15th day of November, 2007

JUDGMENT

In respect of petitioner's claim for promotion, the petitioner filed this writ petition aggrieved to the non consideration of seeking promotion. The learned counsel for the petitioner produced Order No.E1/22570/07/MCT/DATED. 18.10.2007 by which the petitioner has been promoted as professor. The said submission is recorded. The petitioner filed this writ petition at a time when petitioner's claim for promotion was not considered and the 3rd respondent was given notional promotion. Petitioner filed Exts. P3 and P4 representations before the 1st respondent detailing the petitioner's grievance. However, in the meanwhile the petitioner was promoted by order on 18.10.2007. The petitioner's grievance regarding the seniority between 3rd respondent and him still surviving. In the above circumstances, the petitioner seeks direction to 1st respondent to consider

Exts. P3 and P4 in relation to the claim for seniority against the 3rd respondent in the permitted post.

2. I have heard the learned Government Pleader. In the facts and circumstances of the case, there would be a direction to the 1st respondent to consider and pass appropriate orders on Exts. P3 and P4 within three months from the date of receipt of a copy of this judgment after affording an opportunity for hearing the petitioner as well as the 3rd respondent.

The writ petition is disposed of as above.

S.SIRI JAGAN,
JUDGE

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